

NOTICE OF INTENTION TO ADD SERVICES TO BE PROVIDED BY THE CARBON COUNTY RECREATION AND TRANSPORTATION SPECIAL SERVICE DISTRICT

NOTICE IS HEREBY GIVEN THAT on December 28, 2011, the Board of County Commissioners of Carbon County, Utah, adopted a Resolution declaring that the public health, convenience, and necessity require the addition of services to be provided by the Carbon County Recreation and Transportation Special Service District, Carbon County, Utah. The additional services proposed to be included are set forth below. The Resolution also requires that a public hearing be held on the proposed addition of services to be provided by the District. Said hearing shall be held in the chambers of the Carbon County Board of Commissioners, at 120 East Main Street, Price, Utah, at 5:30 p.m., on March 7, 2012.

DESCRIPTION OF THE BOUNDARIES OF THE DISTRICT

The District shall retain the same boundaries as present; to wit, all of the unincorporated areas within the boundaries of Carbon County, State of Utah, as of November 23, 1988.

DESCRIPTION OF THE PROPOSED ADDITIONAL SERVICES

In addition to the services currently provided by the District, the Resolution proposes to authorize the District to provide the following additional services:

1. Garbage collection and disposal;
2. Fire protection, including (a) emergency medical services, ambulance services, and search and rescue services, if fire protection service is also provided; (b) Firewise Communities programs and the development of community wildfire protection plans; and (c) the receipt of federal secure rural school funds as provided under Utah Code Annotated Section 51-9-603 for the purposes of carrying out Firewise Communities programs, developing community wildfire protection plans, and performing emergency services, including firefighting on federal land and other services;
3. Consolidated 911 and emergency dispatch;
4. Animal shelter and control;
5. Flood control;
6. Receiving federal mineral lease funds under Title 59, Chapter 21, and expending those funds to provide construction and maintenance of public facilities, traditional governmental services, and planning, as a means for mitigating impacts from extractive mineral industries.

If such additional services are added, the Special Service District would be able to enter into contracts, and to purchase, maintain, operate, acquire and construct such

improvements and property, both real and personal, as may be necessary to facilitate these additional services.

TAXES, FEES, AND CHARGES

Pursuant to the provisions of the Utah Special Services District Act, set forth in Utah Code Annotated Section 17D, Chapter 1, et seq., if the newly proposed services set forth herein are added to the services to be provided by the District, the District may impose fees and charges to pay for all or a part of the new services. It may also annually levy taxes upon all taxable property within the District to provide the new services, and may issue bonds for the acquisition and/or construction of facilities or systems to provide said services; provided, however, that said levy to provide said services or to repay said bonds, must be authorized and approved by a majority of the qualified electors of the District at an election for that purpose.

PUBLIC HEARING ON PROPOSED ADDITION OF SERVICES TO THE SPECIAL SERVICE DISTRICT

On March 7, 2012, at the hour of 5:30 p.m., at 120 East Main Street, Price, Utah, the Board of County Commissioner of Carbon County, Utah will hold a public hearing to consider the addition of the above described services to be provided by the Carbon County Recreation and Transportation Special Service. At the public hearing, the Board of County Commissioners shall give full consideration to each written protest filed, and shall hear and consider each person desiring to be heard. The Board of County Commissioners may continue the hearing from time to time.

PROTESTS

Any interested person may protest any or all of the additional services proposed to be provided by the District.

Oral Protests

Oral protests may be made at the public hearing as set forth above. However, oral protests are not the same as written protests and are not aggregated with or counted as adequate protests for the purpose of defeating a resolution or ordinance to add services to the District.

Written Protests

Written protests may be filed with the Board of County Commissioners by submitting the same to the following address:

Board of Carbon County Commissioners
c/o Robert P. Pero, Carbon County Clerk
120 East Main

Price, UT 84501

Written protests must be submitted no later than 15 days after the date of the public hearing set forth above. Written protests must be signed by the owner of real property within the District. All written protests must explain why the owner is protesting, and must specify which new service is being protested against. Written protests may be withdrawn at any time before the County approves by ordinance or resolution the addition of services to the District. Having withdrawn a protest, a person may cancel the withdrawal until 30 days after the public hearing.

Any protest signed by a person acting in a representative capacity for an owner must indicate the person's representative capacity and the name of the owner the person represents. The person shall also provide documentation accompanying the protest that reasonably substantiates the person's representative capacity. Where title to any one parcel of real property is held in the name of more than one person, the protest must be signed by owners representing a majority ownership interest in that parcel. Where a parcel of real property is owned by joint tenants or tenants by the entirety, the protest must be signed by 50% of the number of owners of that parcel. A duly appointed personal representative may sign a protest on behalf of a deceased owner.

If owners of property within the District representing more than 33% of the taxable value of all taxable property within the District timely file written protests to any proposed additional service to be provided by the District, or if 33% of the registered voters within the District timely file written protests to any proposed additional service to be provided by the District, the Board of Commissioners may not add to the District the service for which the protests were filed.

Within 30 days after the approval of an ordinance or resolution adding additional services to be provided by the District, a person who timely submitted a written protest with the Board of County Commissioners against the addition of services to be provided by the District, and who is a registered voter within the District or is an owner of property within the boundaries of the District, may file an action in the Seventh Judicial District Court of Utah in Carbon County, Utah upon the grounds that the proceedings taken in the addition of services to be provided by the District violated applicable law, or upon the grounds that the person's property will not be benefitted by the additional services authorized by the resolution or ordinance to be furnished by the District.

GIVEN by order of the Board of County Commissioners of Carbon County, Utah, this 28th day of December, 2011.

To be published in the *Sun Advocate* on January 31, 2012, February 7, 2012, and February 14, 2012